

CUSTOMER NO.: 38107

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of)	Examiner: S. NAQI
S. BREUER)	
)	Art Unit: 3736
Serial No.: 10/541,560)	
)	Confirmation: 5826
Filed: July 6, 2005)	
)	
For: METHOD AND)	
APPARATUS FOR)	
COMMUNICATING)	
WITH A MEDICAL)	
DEVICE)	
)	
Date of Last Office Action:)	
March 21, 2008)	
)	
Attorney Docket No.:)	Cleveland, OH 44114
PHDE030002US / PKRZ 2 01232)	April 16, 2008

ELECTION

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper is responsive to the Election of Species Requirement of March 21, 2008.

The applicant elects species 2, in which the means for recognizing includes a software routine.

The applicant notes that the Examiner has held that the elected software routine is patentably distinct and inventive over the non-elected mechanical switch and magnetic switch species.

CERTIFICATE OF ELECTRONIC TRANSMISSION

I certify that this ELECTION is being filed on the date indicated below by electronic transmission with the United States Patent and Trademark Office via the electronic filing system (EFS-Web).

April 18 2008
Date

Patricia A Heim
Patricia A. Heim

DEPOSIT ACCOUNT

The Patent Office is authorized to charge any fees associated with this filing to our deposit account no. **14-1270**

Thomas M. Lundin
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